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**REQUEST FOR CONTINUED
EXAMINATION (RCE)
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).

Application No.	10/613,564
Filing Date	7/2/2003
First Inventor	Dennis R. Berman
Art Unit	3715
Examiner Name	Crabtree, Joshua David
Atty. Docket No.	TRV03-0001

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 for the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of an RCE to be eligible for the patent term adjustment provisions of the AIPA. See *Changes to Application Examination and Provisional Application Practice*, Interim Rule, 65 Fed. Re. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission Required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on 21 December 2006.
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other: _____
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other: PETITION FOR EXTENSION OF TIME UNDER 37 CFR § 1.136(a)

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other: _____

3. Fees (The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.)

- a. ☒ The Director is hereby authorized to charge the following fees or credit any overpayments.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e).
- ii. ☒ Extension of time fee (37 C.F.R. § 1.136).
- b. ☐ Check in the amount of \$ _____ enclosed.
- c. ☒ Payment by credit card (Form PTO-2038 enclosed).

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Hoyt A. Fleming III	Telephone	(208) 336-5237
Customer No.	28422	Reg. No.	41752
Signature		Date	2/2/2007

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U. S. Postal Service as ☒ Express Mail EV 636862026 US or ☐ First Class Mail in an envelope addressed to: Mail Stop RCE; Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450 on 2/2/2007.

Name (Print/Type)	Teresa A. Fleming	Date	2/2/2007
Signature		Date	2/2/2007